

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

VLSI TECHNOLOGY LLC,

Plaintiff,

v.

INTEL CORPORATION,

Defendant.

Lead case: 1:19-CV-00977-ADA

(*Consolidated with* Nos. 6:19-cv-254-
ADA, 6:19-cv-255-ADA, 6:19-cv-256-
ADA)

UNOPPOSED MOTION FOR LEAVE TO AMEND
INTEL'S FINAL INVALIDITY CONTENTIONS

I. INTRODUCTION

Intel Corporation (“Intel”) seeks leave to amend its final invalidity contentions directed to U.S. Patent Nos. 7,606,983 (“the ’983 patent”) and 7,793,025 (“the ’025 patent”). These amendments—to which VLSI Technology LLC (“VLSI”) has consented—address supplements to VLSI’s preliminary infringement contentions that were served in the days leading up to the January 31, 2020 deadline for final invalidity contentions. Intel served these amended invalidity contentions promptly, and Intel would be prejudiced if these amendments were not allowed. Accordingly, this unopposed motion should be granted.

II. BACKGROUND

In the days leading up to the January 31 final infringement contentions and final invalidity contentions deadline, VLSI served supplemental infringement contentions for both the ’025 patent and the ’983 patent. Intel has diligently sought to address VLSI’s supplemental contentions and has completed that task seasonably.

III. ARGUMENT

Allowing Intel to amend its invalidity contentions would cause no prejudice to VLSI. However, there would be substantial prejudice to Intel if its amendments were denied..

Intel was diligent in identifying VLSI’s newly asserted claims and theories. Granting Intel leave to serve amended final invalidity contentions will not delay any deadline in this case. Accordingly, this unopposed motion should be granted.

IV. CONCLUSION

Intel respectfully requests that the Court grant this unopposed motion and thereby grant Intel leave to amend its invalidity contentions.

Dated: March 6, 2020

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CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of the foregoing document via the Court's CM/ECF system per Local Civil Rule CV-5(b)(1) on March 6, 2020.

/s/ J. Stephen Ravel

J. Stephen Ravel